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PATENT

ATTORNEY DOCKET No. 104.028-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Ken R. POWELL, et al.)

Serial No. 10/601,901)

Filed: June 24, 2003)

) For: RETAIL SYSTEMS AND METHODS
) EMPLOYING A PRODUCT SHELF INTERFACE
) TO PROVIDE PURCHASE INCENTIVES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PRECAUTIONARY PAYMENT UNDER 37 CFR §1.28(c)
OF FULL, NON-SMALL ENTITY FILING FEE

As a precautionary measure, Applicants respectfully submit payment of the difference between the current non-small entity fee amount, and the amount of the previous small entity fee payment. More specifically, Applicants request that the Undersigned Attorney's Deposit Account 10-0077, be charged **\$523.00** (This amount is the large entity basic filing fee, plus the large entity extra claim fee, plus the large entity surcharge for late Declaration, plus the large entity one-month extension fee; minus the \$385.00 small entity basic filing fee, \$18 extra claim fee, \$65.00 surcharge, and \$55.00 one-month extension fee paid on December 3, 2003).

The large entity filing fee, based on the fee schedule effective on the date of the instant petition, is \$770.00.

The large entity extra claim fee, based on the fee schedule effective on the date of the instant petition, is \$36.00 for 2 extra claims.

The large surcharge, based on the fee schedule effective on the date of the instant petition, is \$130.00.

The large one month extension of time fee, based on the fee schedule effective on the date of the instant petition, is \$110.00.

Thus, $\$523.00 = (\$770.00 - \$385.00) + (\$36.00 - \$18.00) + (\$130.00 - \$65.00) + (\$110.00 - \$55.00)$, and

$$\$523.00 = \$385.00 + \$18.00 + \$65.00 + \$55.00$$

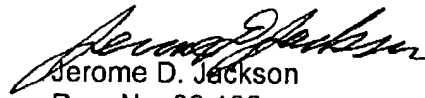
Thus, although Applicants have not determined that a change in status is actually necessary, Applicants confirm that they no longer wish to rely on small entity status for future fees and, until any further notice, Applicants intend to pay the full, non-small entity, amount for any future fees that may be required in this Application or the resulting Patent.

The foregoing is not an admission that this Application is not entitled to small entity status, but is merely a precautionary measure.

If there are any fees required for completing the filing requirements for this Application, please charge such fees to the Undersigned Attorney's Deposit Account 10-0077.

If there are any fees required for consideration of this document, or for any other reason, please charge such fees to Deposit Account 10-0077.

Respectfully submitted,


Jerome D. Jackson
Reg. No. 33,186

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DATED: 6 JAN 04